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11 JIA YUE

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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WHEREAS, Claimant Jia Yue filed a verified claim for forfeiture in rem on February 24, 2010 (Docket No. 8); and

WHEREAS, by Order dated March 5, 2010 (Docket No. 11), this Court ruled that the present forfeiture case is related to the criminal case of *United States v. Jia Yue*, No. 09-CR-917-VRW (“the criminal case”), in which Claimant is the Defendant; and

WHEREAS, Claimant and the Government have entered into a plea agreement in the criminal case (“the plea agreement”); and

WHEREAS, under the plea agreement, Claimant agreed, in part, to enter a plea of guilty in the criminal case and to forfeit the property at issue in the present forfeiture case; and

10 WHEREAS, on April 28, 2010, Claimant entered a plea of guilty in the criminal case;
11 and

12 WHEREAS, under the plea agreement, the Government agreed, in part, not to seek any
13 further fines, restitution, or forfeiture as a result of the investigation that led to the indictment in
14 the criminal case and to the forfeiture in the present case,

15 THEREFORE, it is stipulated by and between the Claimant and the Government that:

16 1. The defendant \$10,000 in United States currency seized from Claimant on
17 September 14, 2009 at San Francisco International Airport and made the subject of the present
18 forfeiture case shall be forfeited and condemned to the Government pursuant to Title 31, United
19 States Code, Section 5317(c)(2);

20 2. Claimant shall not be entitled to costs, there being reasonable cause shown for the
21 seizure of the defendant \$10,000;

22 || 3. The Government shall not be entitled to costs;

23 4. Claimant shall hold harmless the United States of America, the Department of
24 Homeland Security, Immigration and Customs Enforcement, and all agents, officers and
25 employees thereof, including any and all state and local law enforcement officers, for any and all
26 acts directly or indirectly related to the seizure, detention and forfeiture of the defendant
27 \$10,000.

5. Each party shall bear its own attorney's fees; and
6. Final judgment incorporating the terms of this stipulation may be entered by the Court.

SO STIPULATED.

Dated: April 28, 2010

By: /s/ Stephanie M. Hinds
STEPHANIE M. HINDS
Assistant United States Attorney

Dated: April 28, 2010

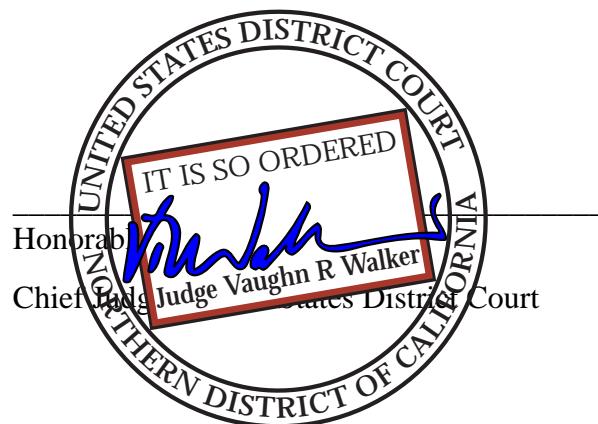
KEKER & VAN NEST LLP

By: /s/ Matan Shacham
ELLIOT R. PETERS
BROOK DOOLEY
GALIA A. PHILLIPS
MATAN SHACHAM
Attorneys for Claimant
JIA YUE

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 7, 2010



ATTESTATION OF CONCURRENCE IN FILING

I hereby attest that Stephanie M. Hinds has concurred in the filing of this document.

/s/ Matan Shacham

MATAN SHACHAM